

Message Text

CONFIDENTIAL

PAGE 01 STATE 176180 TOSEC 080045
ORIGIN AF-10

INFO OCT-01 ISO-00 ONY-00 CCO-00 SSO-00 SS-15 /026 R

DRAFTED BY AF/I:MLCHESHES:JK
APPROVED BY AF:WCHARROP
AF/I:WHLEWIS
S/S-O:RCASTRODALE
DESIRED DISTRIBUTION
AF ONLY

-----115239 130012Z /62

O 122337Z JUL 78 ZFF4
FM SECSTATE WASHDC
TO USDEL SECRETARY IMMEDIATE
AMEMBASSY LUXEMBOURG IMMEDIATE

C O N F I D E N T I A L STATE 176180 TOSEC 080045

STADIS////////////////////
FOR MOOSE FROM HARROP

E.O. 11652: GDS

TAGS: MASS

SUBJECT: DRAFT RESPONSE TO CLARK LETTER

REF.: SECTO 08009

1. PER REFTEL, FOLLOWING IS PROPOSED RESPONSE TO CLARK
LETTER:

QUOTE. THE SECRETARY HAS ASKED ME TO REPLY TO YOUR LETTER
OF JULY 6TH, WHICH ASKED SEVERAL QUESTIONS CONCERNING THE
PROPOSED TOWER AMENDMENT TO S. 2571, THE FY 1979 MILITARY
PROCUREMENT AUTHORIZATION BILL.

CONFIDENTIAL

CONFIDENTIAL

PAGE 02 STATE 176180 TOSEC 080045

IF ENACTED, THE TOWER AMENDMENT WOULD REPEAL THE "TUNNEY
AMENDMENT" CONTAINED IN TITLE IV OF THE DEPARTMENT OF
DEFENSE APPROPRIATION ACT OF 1976 (90 STAT. 166). ACCORD-
INGLY, THE TUNNEY AMENDMENT'S PROHIBITION AGAINST THE USE OF
FUNDS IN ANGOLA WOULD NO LONGER APPLY TO ANY FUNDS WHICH
MAY STILL BE AVAILABLE FOR OBLIGATION UNDER THE RELEVANT
PARAGRAPH IN TITLE IV OF THE 1976 APPROPRIATION ACT. ANY

SUCH FUNDS WOULD CEASE TO BE AVAILABLE FOR OBLIGATION AFTER SEPTEMBER 30, 1978, ACCORDING TO THE TERMS OF THE 1976 ACT.

NOTHING IN THE TEXT OF THE TOWER AMENDMENT AFFECTS SECTION 404 OF THE INTERNATIONAL SECURITY ASSISTANCE AND ARMS EXPORT CONTROL ACT OF 1976 (PUBLIC LAW 94-329), WHICH PROHIBITS ASSISTANCE OF ANY KIND WHICH WOULD HAVE THE EFFECT OF PROMOTING MILITARY OR PARAMILITARY OPERATIONS IN ANGOLA UNLESS EXPRESSLY AUTHORIZED BY LAW. WHILE THE TOWER AMENDMENT WOULD REPEAL ONE TEMPORARY LIMITATION ON THE USE OF CERTAIN FUNDS IN ANGOLA, IT CLEARLY DOES NOT CONSTITUTE AN EXPRESS AUTHORIZATION AS CONTEMPLATED BY SECTION 404 OF P.L. 94-329.

AS YOU INDICATED IN YOUR LETTER, THE PRESIDENT HAS SAID HE HAS NO INTENTION OF GETTING INVOLVED IN ANY CONFLICT IN ANGOLA AND HE HAS NO INTENTION OF URGING REPEAL OF THE CLARK AMENDMENT. THIS CONTINUES TO BE OUR POLICY. THE TOWER AMENDMENT APPEARS TO HAVE NO EFFECT ON EITHER THE LEGAL AUTHORITY OF THE EXECUTIVE BRANCH OR THE ADMINISTRATION'S POLICY WITH RESPECT TO ANGOLA. ACCORDINGLY, WE HAVE NO POSITION ON THIS AMENDMENT.

I TRUST YOU FIND THE FOREGOING IS RESPONSIVE TO YOUR QUESTIONS. UNQUOTE.
CONFIDENTIAL

CONFIDENTIAL

PAGE 03 STATE 176180 TOSEC 080045

2. FOREGOING LETTER TO BE SIGNED BY DOUG BENNET (H). CHRISTOPHER

CONFIDENTIAL

NNN

Message Attributes

Automatic Decaptioning: Z
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: TOSEC, MILITARY PROCUREMENT, LEGISLATIVE BILLS
Control Number: n/a
Copy: SINGLE
Draft Date: 12 jul 1978
Decaption Date: 20 Mar 2014
Decaption Note: 25 YEAR REVIEW
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 20 Mar 2014
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978STATE176180
Document Source: CORE
Document Unique ID: 00
Drafter: MLCHESHES:JK
Enclosure: n/a
Executive Order: GS
Errors: N/A
Expiration:
Film Number: D780286-0449
Format: TEL
From: STATE
Handling Restrictions:
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t19780767/aaaaceqt.tel
Line Count: 96
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: cbcf7e76-c288-dd11-92da-001cc4696bcc
Office: ORIGIN AF
Original Classification: CONFIDENTIAL
Original Handling Restrictions: ONLY, STADIS
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: ONLY, STADIS
Reference: 78 SECTO 8009
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 27 may 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2030082
Secure: OPEN
Status: NATIVE
Subject: DRAFT RESPONSE TO CLARK LETTER
TAGS: MASS, (CLARK, DICK), (BENNET, DOUG)
To: SECRETARY LUXEMBOURG
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/cbcf7e76-c288-dd11-92da-001cc4696bcc
Review Markings:
Sheryl P. Walter
Declassified/Released
US Department of State
EO Systematic Review
20 Mar 2014
Markings: Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014